THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION NO.9751 OF 2002

Date: 09th October 2006

Between:

1. Sri S.V.Raghava Reddy (died) per LRs.,
   S/o late Garava Reddy, aged 58 years,
   Occ: Private Employee, r/o 6-3-105/1/A,
   Prem Nagar, Hyderabad and 5 others.

.... Petitioners.

And

1. The Registrar, Cooperative Societies,
   Andhra Pradesh, Hyderabad
   and 2 others.

.... Respondents.

* * *

ORDER:

This writ petition is filed seeking a writ of Mandamus declaring the inaction of the first respondent in conducting an enquiry into the complaint made by the petitioner with regard to the subject property bearing plot No.84 admeasuring 350 square yards, Moosapet village, Kukatpally Revenue Mandal, Ranga Reddy District, against third respondent, who has been acting contrary to the bye-laws of the society and of the third respondent in not executing registered sale deed with regard to the same in favour of the petitioner, as illegal and arbitrary.

2. It appears the only complaint of the petitioner is that he is entitled for allotment of the plot No.84 admeasuring 350 square yards in survey Nos.5, 6, 7A, 8, 9, 10 and 11 of Moosapet village, Kukatpally Revenue Mandal, Ranga Reddy District, as a member of the third respondent society, whereas, it is being allotted to the some third parties.

3. The petitioners have got an effective and alternative remedy by way of raising dispute under Section 61 of the A.P. Cooperative Societies Act, 1964 (for short 'the Act'), before competent authority.

4. In view of the above, without expressing any opinion on merits, the writ petition is disposed of directing the petitioners to raise appropriate dispute under Section 61 of the Act before competent authority and the competent authority, on raising such dispute, shall entertain and dispose of the same within a period of two months thereafter as per law by putting the petitioners on notice and hearing all the parties. No costs.

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C.V.RAMULU, J.

Date: 09th October 2006.
BSB